

SUMMARY REPORT DIGEST-  
COMPLAINT REGISTER INVESTIGATION NO.:  
CHICAGO POLICE DEPARTMENT

281260

DATE OF REPORT (DAY-MO.-YEAR)

07 JUL 02

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.  
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION

☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS  
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Daniel O'Donnell				RANK Sgt.	STAR NO. 1927	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009	
ADDRESS OF INCIDENT 4 [REDACTED] W. 26th ST.				DATE OF INCIDENT - TIME 05 JUN 02 - 1730		BEAT OF INCIDENT 923		LOCATION CODE* 17	
NAME 1. Cunningham, Aaron, B.				RANK P.O.	STAR NO. 15522	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 009	
2.									
ACCUSED	SEX/RACE 1. M/2	D.O.B. [REDACTED] 67	DATE OF APPOINTMENT 29 JUN 98		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE* 01	
	2.				<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN		
	IF APPLICABLE - DATE ARRESTED / INDICTED 1.		CHARGES		COURT BRANCH		DISPOSITION & DATE		
	2.								
COMPLAINANTS	NAME [REDACTED]		ADDRESS** [REDACTED]		CITY STATE [REDACTED]	TELEPHONE [REDACTED]	SEX/RACE M/6	D.O.B./AGE 47	PHYS. COND. CODE* 01
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]	M/6	21	01
VICTIMS	NAME [REDACTED]		ADDRESS** [REDACTED]		CITY STATE [REDACTED]	TELEPHONE [REDACTED]	SEX/RACE F/6	D.O.B./AGE 22	PHYS. COND. CODE* 01
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]	M/6	23	01
WITNESSES	NAME Boreczky, James #4231		ADDRESS** 3501 S. Lowe, Chicago, IL 60609		CITY STATE [REDACTED]	TELEPHONE 312-747-8227	SEX/RACE M/2	D.O.B./AGE [REDACTED] 63	PHYS. COND. CODE* 01
	Corral, Antonio #10551		3501 S. Lowe, Chicago, IL 60609		[REDACTED]	312-747-8227	M/4	[REDACTED] 72	01

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS

- #1 The complainants allege that on that on 03 JUN 02 at 4 [REDACTED] W. 26th ST., P.O. Aaron Cunningham #15522 harassed them and unk male Asian customers.
- #2 The complainant, [REDACTED] also alleges that on 05 JUN 02 at 4 [REDACTED] W. 26th ST., P.O. Aaron Cunningham #15522 conducted a traffic stop and searched [REDACTED] and [REDACTED] without justification.

I.A.D. LOCATION CODES\*

01 Food Sales/Restaurant  
02 Tavern/Liquor Store  
03 Other Business Establishment  
04 Police Building  
05 Lockup Facility  
06 Police Maintenance Facility  
07 CPD Automotive Pound Facility  
08 Other Police Property  
09 Police Communications System  
10 Court Room

11 Public Transportation Veh./Facility  
12 Park District Property  
13 Airport  
14 Public Property Other  
15 Other Private Premise  
16 Expressway/ Interstate System  
17 Public Way - Other  
18 Waterway, Incl. Park District  
19 Private Residence

I.A.D. PHYSICAL CONDITION CODES+

01 No Visible Injury - Apparently Normal  
02 No Visible Injury - Under Influence  
03 Injured, Not Hospitalized  
04 Injured, Not Hospitalized - Under Influence  
05 Injured, Hospitalized  
06 Injured, Hospitalized - Under Influence  
07 Injured, Refused Medical Aid  
08 Injured, Refused Medical Aid - Under Influence  
09 Deceased  
10 Deceased - Under Influence

\*\* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

\*riefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SUMMARY

On 07 JUN 02 reporting sergeant was assigned to investigate C.R. #281260. R/Sgt. interviewed the complainants [REDACTED] on 24 JUN 02 at [REDACTED] which is located at 4 [REDACTED] W. 26th ST. The complainants stated that P.O. Aaron Cunningham #15522 had entered their gas station alone on 03 JUN 02 looking for a male Asian subject named [REDACTED] in regards to a narcotics investigation. After the complainants stated to P.O. Cunningham that they did not know where [REDACTED] was, the complainants further stated that P.O. Cunningham became upset and demanded to know who owned all the vehicles on their lot. The complainants told P.O. Cunningham that they were not going to release that information. P.O. Cunningham then exited their station. The complainants also informed R/Sgt. that several male Asian customers had complained about being stopped for no reason by P.O. Cunningham on 03 JUN 02 but, they could not provide R/Sgt. any information about these individuals.

R/Sgt. also conducted a telephone interview with the victims [REDACTED] on 24 JUN 02. The victims stated that as they exited the complainant's gas station on 05 JUN 02, P.O. Cunningham stopped their vehicle at 4 [REDACTED] W. 26th ST. for no valid reason. The victims informed R/Sgt. that after exiting their vehicle, P.O. Cunningham searched them and asked them about [REDACTED]. After they informed P.O. Cunningham that they did not have any information on [REDACTED] the victims were released and no citations were issued.

Further investigation revealed that on 03 JUN 02, P.O. Cunningham and P.O. James Boreczky #4231 were assigned to Bt. 943 in the 009th District, 3rd Watch.(Attch. #2) The accused and P.O. Boreczky stated that they conducted a premise check of the complainant's station on 03 JUN 02 for a possible burglary but, they denied harassing anyone at that location.(Attch. #3,9) On 05 JUN 02, P.O. Cunningham and P.O. Antonio Corral #10551 were assigned to Bt. 924 in the 009th District, 3rd Watch.(Attch. #4) The accused and P.O. Corral stated that they conducted a traffic stop of the victim's vehicle for traffic violations at 4 [REDACTED] W. 26th ST. on 05 JUN 02 but, they denied searching the victims.(Attch. #5,9) After completing a contact card, P.O. Cunningham gave the driver, [REDACTED] a warning and he was released without being issued any citations.(Attch. #10)

ATTACH-  
MENTS

INVESTIGATIVE REPORTS-  
SUPPORTING ALLEGATION  
LIST ATTACHMENT NUMBERS:

1,12

INVESTIGATIVE REPORTS-  
SUPPORTING ACCUSED MEMBER(S)  
LIST ATTACHMENT NUMBERS:

3,5,9

PHYSICAL EVIDENCE  
LIST ATTACHMENT NUMBERS:

-

TOTAL NUMBER OF ATTACHMENTS  
SUBMITTED WITH THIS FILE:

12

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for ..... days (not to exceed 5 days).

FINDINGS-RECOMMENDATIONS

ALLEGATION #1 FINDINGS: NOT SUSTAINED

BASIS: The accused, P.O. Aaron Cunningham #15522, denies harassing the complainants. No third party witness to the incident. R/Sgt. unable to prove or disprove the allegation at this time.

RECOMMENDATIONS: NONE

ALLEGATION #2 FINDINGS: NOT SUSTAINED

BASIS: The accused, P.O. Aaron Cunningham #15522, stated that he conducted a traffic stop of the victim's vehicle for traffic violations but, he denies searching the victims. No third party witness to the incident. R/Sgt. unable to prove or disprove the allegation at this time [REDACTED]

RECOMMENDATIONS:

NONE **"REVIEWED BY"** [REDACTED]

DATE INITIATED  
(DATE COMPLAINT WAS  
RECEIVED FOR INVESTIGATION)

07 JUN 02

DATE COMPLETED  
(DATE OF THIS  
REPORT)

07 JUL 02

ELAPSED TIME  
(TOTAL TIME  
EXPRESSED IN DAYS)

30

Investigator will initiate the Command Channel Review form  
by completing the Investigator's Section.

IN [REDACTED]